

To: Jackson, Ryan[jackson.ryan@epa.gov]
From: Brown, Byron
Sent: Wed 8/23/2017 3:26:39 PM
Subject: RE: For Awareness -- FOIA Releases re: Steam Electric Rule

The information being released appears factual and not otherwise exempt.

Ex. 5 - Deliberative Process

<https://foiaonline.regulations.gov/foia/action/public/view/request?objectId=090004d28124acce>

I noticed one difference between the version posted online and the version you sent me. The redactions appear the same except for the June 16, 2017 briefing on confidential business information issues, where there is a difference at the bottom of page 5.

From: Jackson, Ryan
Sent: Tuesday, August 22, 2017 6:58 PM
To: Brown, Byron <brown.byron@epa.gov>
Subject: FW: For Awareness -- FOIA Releases re: Steam Electric Rule

Would you mind taking a look at these?

From: Dolph, Becky
Sent: Tuesday, August 22, 2017 6:54 PM
To: Jackson, Ryan <jackson.ryan@epa.gov>; Minoli, Kevin <Minoli.Kevin@epa.gov>;

Bowman, Liz <Bowman.Liz@epa.gov>; Lyons, Troy <lyons.troy@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>; Shapiro, Mike <Shapiro.Mike@epa.gov>; Graham, Amy <graham.amy@epa.gov>

Cc: Hope, Brian <Hope.Brian@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>

Subject: For Awareness -- FOIA Releases re: Steam Electric Rule

On Friday, 8/25/17, we are planning to provide an interim release to EarthJustice in response to its FOIA Request EPA-HQ-2017-005671 in which it seeks documents that reflect a possible change of course regarding the Steam Electric Rule or changes to the rule itself. Based on a check with OCIR staff, there are no pending Congressional requests on this topic.

This release consists of three internal briefing PowerPoints dated March 13, 2017; May 23, 2017; and June 16, 2017 that were delivered to Senior Managers in OW and the AO as part of ongoing discussions regarding reconsideration of the Steam Electric Rule. The documents have been reviewed by OW and OGC (WLO and FEAT), the AO (OEX), and OCIR, all at the staff level.

Note that these documents were previously sent through Awareness Review on July 31, 2017. Additional redactions have been added following further OGC review.

Title	Description	Disposition
EPA-HQ-2017-005671 Steam Electric March 13	PowerPoint Briefing	Release in part. All redactions are for FOIA Exemption (b)(5) Deliberative Process
EPA-HQ-2017-005671 reconsider briefing May 23	PowerPoint Briefing	Release in part. Redactions are for FOIA Exemption (b)(5) Deliberative Process. Pages 12, 15, and 19 are redacted for both FOIA Exemption (b)(5) Deliberative Process and Attorney Client privileges.
EPA-HQ-2017-005671 reconsider briefing June 16	PowerPoint Briefing	Release in part. All redactions are for FOIA Exemption (b)(5) Deliberative Process. Pages 4,

7, and 8 are redacted for both
FOIA Exemption (b)(5)
Deliberative Process and
Attorney Client privileges.

Please let me know if questions or concerns.

Thanks,

Becky

Becky Dolph | Director, FOIA Expert Assistance Team Office

U.S Environmental Protection Agency

Office of General Counsel | 7309B WJCN | 202-564-5771